IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION Nos. 3659, 3857, 3734, 5190, 5339, 3754, 3723,

3855, 3869, 4217, 4049, 3871, 4542, 4344, 4259, 3845,

3688, 4482, 3724, 3722, 3856, 3846, 4218,

4205, 4043, 4594, 4586, 4377, 4298,

and 4610 of 2005

WRIT PETITION NO : 3659 of 2005

Between:

M/s. Hotel Shivas International,

3-2-1/1/2, Jahanavi Complex, Besides Kumar Theatre,

Kachiguda, Hyderabad, rep. by its Partner T. Rajesh.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Inspector of Police, Kachiguda P.S., Kachiguda, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a writ order or direction more particularly one in the nature of writ of Mandamus declaring the impugned order passed by the 1st respondent vide proceedings No. L&O/A3/873/1989, dt. 8.2.2005 rejecting the application submitted by the petitioner

on 2.12.2004 for grant of amusement license to the petitioners Bar and Restaurant for conducting singing and music with male and female singers in the Bar and Restaurant in the two floors for the year 2005 i.e., from 01.01.2005 to 31.12.2005 as illegal, arbitrary, discriminatory, violative of Article 14 and 19 (1) (g) of the Constitution of India and contrary to the provisions of the Hyderabad City Police Act, 1348 Fasli and the rules framed thereunder and further direct the 1st respondent to grant amusement licence to the petitioner herein for conducting singing and music with male and female singers in the petitioners premises for the year 2005 i.e., from 01.01.2005 to 31.12.2005 in accordance with the statutory provisions.

Counsel for the Petitioner: MR.RAMA RAO MAVIDI

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3857 OF 2005

Between:

Raj International Bar & Restaurant,
3-1-112/20/2/1, S.D. Road, Secunderabad,
rep. by its Proprietor Mr. Rajkumar Goud,
S/o Prabhulingam Goud.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Deputy Commissioner of Police, North Zone, Hyderabad.
3 The Station House Officer, Mahankali PS., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ, order or direction, more particularly Writ of mandamus, declaring the action of the 1st Respondent herein in passing the impugned orders vide Proceeding No,. L&O/A3/2160/2001, dt. 15-2-2005, rejecting to grant amusement licence for the year 2005, as arbirary, illegal, consequently direct the 1st respondent herein to grant Amusement license to the Petitioner Bar and Restaurant in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3734 of 2005

Between:

M/s. Silver Oak Bar & Restaurent, 6-3-456/C/9& 10, Dwarakapuri Colony, Punjagutta, Hyderabad. Rep. by its Managing partner Sri D. Ravinder, S/o. D. Ranganadham, Aged 40 Years, R/o. 6-1-834, Khairthabad, Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Deputy Commissioner of Police, West Zone, Hyderabad.
3 The station House Officer, Panjagutta Police Station, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate Writ, order or direction, more particularly writ of Mandamus, declaring the action of the 1st Respondent herein in passing the impugned orders vide Proceeding No. L&O/A3/2187/2001, dt. 15-02-2005, rejecting to grant

amusement license for the year, 2005, as arbitrary, illegal, consequently direct the 1st respondent herein to grant Amusement license to the Petitioner Bar & Restaurant in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 5190 of 2005

Between:

M/s. S.S. Regency Bar & Restaurant, At premises No. 16-11-741/C/1/13/1 to 4, S.S.R. Estates, Gaddiannaram,

Dilsukhnagar, Hyderabad. Rep, by its Prop. B. Srinivas
S/o. Mogulaiah, aged 28 yrs, R/o. Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Hyderabad.
2 The Station House Officer, Malakpet Police Station, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ order or Direction more particularly one in the nature of WRIT OF MANDAMUS, declaring the action of the 1st respondent in passing the impugned orders vide Proceedings No. L&O/A3/2224/92, dt. 24-2-2005 rejecting to grant amusement licence for the year 2005, as arbitrary, illegal and in violation of Articles 14, 19 (1)(g) of the Constitution of India, and to consequently direct the 1st respondent herein to grant amusement license to the petitioner Bar and Restaurant in accordance with statutory provisions and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.CHILAMKURI HANUMANTHA RAYUDU

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 5339 of 2005

Between:

M/s. Ceasars Palace Bar and Restaurant, 4-1-970, Block No. C-9 to C-19, 2nd Floor, Ahuja Estates, Abids, Hyderabad, Rep. by its Proprietor Nagesh P. Shetty, S/o. Poobappa Shetty,

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Assistant Commissioner of Police, Abids, Hyderabad.
3 The Inspector of Police, Abids Police Station, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly one in the nature of Writ of Mandamus declaring the impugned order passed by the 1st respondent vide Proceedings No. L& O/A3/933/2002, dt. 15-2-2005, rejecting the application submitted by the Petitioner on 31-12-2004 for grant of amusement licence to the Petitioner's Bar and restaurant for conducting singing and music with male and female singers in the Bar and Restaurant for the year 2005 i.e. from 01-01-2005 to 31-12-2005 as illegal, arbitrary, discriminatory, violative of Article 14 and 19(1)(g) of the Constitution of India and contrary to the provisions of the Hyderabad City Police Act, 1348 Fasli and the rules framed thereunder and further direct the 1st respondent to grant amusement licence to the petitioner herein for conducting singing and music with male and female singers in the petitioner's premises for the year 2005 i.e. from 01-01-2005 to 31-12-2005 in accordance with the statutory provisions and pass such other order or orders

Counsel for the Petitioner: MR.RAMA RAO MAVIDI

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3754 of 2005

Between:

M/s. Golden Dragon Chinese Restaurant and Bar, a Proprietary concern at Secunderabad. Rep. by its Proprietor K. Narayan Reddi.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Deputy Commissioner of Police, North Zone, Secunderabad.
3 Assistant Commissioner of Police, Mahankali, Secunderabad.
4 The Inspector Of Police, Mahankali Police Station, Secunderabad.
5 The Deputy Commissioner of Police, Task force, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate Writ, order or direction, more particularly writ of Mandamus, declaring the action of the 1st Respondent herein in passing the impugned orders vide Proceeding No. L&O/A3/582/1995, dt. 8-02-2005, rejecting the application submitted by the Petitioner on 09-12-2004 for grant amusement license to the Petitioner's Bar and restaurant for conducting singing and music with male and female singers in the Bar and restaurant for the year 2005 i.e. from 01-01-2005 to 31-12-2005 as illegal, arbitrary, discriminatory violative of Article 14 and 19(1) (g) of the Constitution of India and contrary to the provisions of the Hyderabad City Police Act, 1948 Fasli and the rules framed thereunder and further direct the 1st respondent to grant Amusement license to the Petitioner for conducting singing and music with male and female singers in petitioner's premises for the year 2005 i.e. from 01-01-2005 to 31-12-2005 in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.RAMA RAO MAVIDI

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3723 of 2005

Between:

M/s. Bigway Restaurant & Bar, 7-1-26/1, Begumpet, Ameerpet, Hyderabad, rep by its Partner, Mr. M. Sivaprasad Raju, S/o. M.V.N. Raju, aged 45 years, R/o. Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerabagh, Hyderabad.
2 The Deputy Commissioner of Police, West Zone, Hyderabad.
3 The Station House Officer, S.R. Nagar P.S., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ, order or direction, more particularly Writ of Mandamus, declaring the action of the 1st Respondent herein in passing the impugned orders vide Proceedings No. L & O/A3/775/2002, dt. 15-2-2005 rejecting to grant amusement license for the year 2005, as arbitrary, illegal, consequently direct the

1st respondent herein to grant Amusement license to the petitioner Bar & Restaurant in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3855 of 2005

Between:

M/s. Taj Indus Bar & Restaurant, 3-6-262/9, 4th Floor, Tirumala Estates, Himayathnagar, Hyderabad, rep by Proprietor, Mr. Girish S. Naidu S/o Shantaram S. Naidu R/o Hyderabad

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad
2 The Deputy Commissioner of Police, Central Zone, Hyderabad
3 The Station House Officer, Narayanguda, Police Station, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate Writ, order or direction, more particularly Writ of Mandamus, declaring the action of the 1st Respondent herein in passing the impugned orders vide proceedings NO. L&O/A3/60/2002, dt 15-02-2005, rejecting to grant amusement license for the year 2005, as arbitrary illegal, consequently direct the 1st respondent herein to grant Amusement license to the petitioner Bar & Restaurant in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3869 of 2005

Between:

Manju Bar & Restaurant, 4-1-873, Business Towers, (1st & IInd Floors), Tilak Road, Abids, Hyderabad, rep. by its Proprietor Mr. M. Subramanyam, S/o Late M. Anand Rao,R/o Flat No. 202, KLN Enclave, Ameerpet, Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Deputy Commissioner of Police, Central Zone, Hyderabad.
3 The Station House Officer, Abids, P.S., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ, order or direction, more particularly Writ of Mandamus, declaring the action of the 1st Respondent herein in passing the impugned orders vide Proceeding No. L&O/A3/176/91, dt. 15-2-2005, rejecting to grant amusement licence for the year 2005, as arbitrary, illegal, consequently direct the 1st respondent herein to grant Amusement license to the Petitioner Bar and Restaurant in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4217 of 2005

Between:

M/s. Opel Bar & Restaurant, a proprietory concern at
S.D. Road, Secunderabad. Rep,. by its Proprietor M. Mallikarjun
S/o. M. Narayana, aged 35 years, Occ: Business,
R/o. H.No. 1-9-647, F.No. 106, K.L. Rao Residency, Vidyanagar,
Hyderabad 44

..... PETITIONER

AND

1 Government of Andhra Pradesh, Rep. by its Principal Secretary,
Home Department, Secretariat, Hyderabad.
2 Commissioner of Police, Twin Cities, Hyderabad.
3 Station House Officer, Mahankali, Police Station, Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of writ of Certiorari calling for the records relating to Order No. L & O/A3/2637/2003 dt. 15-2-2005 passed by the 2nd Respondent and to quash the same as being illegal, arbitrary and violative of Article 14 of the Constitution of India and consequently suspend the same and direct the respondents to give temporary permissions to the petitioner firm till regular grant is given and pass such other order or orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

Counsel for the Petitioner: MR.P.VENUGOPAL

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4049 of 2005

Between:

New Amrut Restaurant & Bar (Hotel Sridevi) rep., by its Proprietor Smt.Y.Koteswari, W/o Sri Radha Krishna, Tilak Road, Hyderabad-1.

..... PETITIONER

AND

The Commissioner of police, Basheerbagh, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of mandamus under Article 226 of Constitution of India, declaring the impugned proceedings No.L&O/A3/165/1987, dated 15-02-2005 issued by the respondent as illegal and arbitrary and consequently direct the respondent to issue necessary licence for amusement (Music & Singing) to the petitioner's Bar & Restaurant and pass such other order or orders as this Hon'ble Court deems fit and proper in the facts and circumstances of the case.

Counsel for the Petitioner: SMT.C.VANI REDDY

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3871 of 2005

Between:

M/s. 9 Gems Bar & Restaurant, 1-1-147/1, 3rd Floor, S.D. Road, Secunderabad. Rep. by its Partner, Mr. S. Ashok Kumar S/o. Bhujanga Rao, age 37 years, R/o. Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Deputy Commissioner of Police, North Zone, Hyderabad.
3 The Station House Officer, Market P.S. Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ, order or direction, more particularly writ of Mandamus, declaring the action of the 1st Respondent herein in passing the impugned orders vide Proceeding No. L&O/A3/1853/2001, dt. 15-2-2005, rejecting to grant amusement license for the year, 2005, as arbitrary, illegal, consequently direct the 1st respondent herein to grant Amusement licence to the Petitioner Bar & Restaurant in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4542 of 2005

Between:

M/s. Cheer's Bar & Restaurant, Rep by its Licensee P. Vijay Kumar, S/o. P. Mallaiah, Aged 48 years, Businessman R/o. 2-4-493 Krishna Nagar, Kachiguda, Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Twin Cities, Basheerabagh, Hyderabad.
2 The Station House Officer, Panjagutta Police Station, Panjagutta, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction and more particularly one in the nature of WRIT OF MANDAMUS declaring the impugned order of the Respondent in order No. L & O/A3/314/2002 dated 15-2-2005 as illegal, malafide, without jurisdiction, against the principles of Natural Justice, null and void and consequently set aside the same : and to pass such other order or further orders deemed just and proper

Counsel for the Petitioner: MR.A.SHIREESH

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4344 of 2005

Between:

M/s. Dwaraka Bar & Restaurant, a Partnership firm, registered, under the Partnership Act, situate at H.NO. 12-2-783/3/A. Rethi Bowli, Mehdipatnam, Hyderabad.
rep by its Partner Mr. Sanjay, Khanduja S/o. M.R. Khanduja

..... PETITIONER

AND

1 Govt. of A.P. rep by its principal Secretary, Home Department, Secretariat, Hyderabad.
2 Commissioner of Police, Twin Cities, Hyderabad.
3 Station House Officer, Asifnagar Police Station, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate Writ, Order or direction preferably a writ in the nature of Writ of Certiorari calling for the records relating to Order No. L&O/A3/2142/2003 dt. 26-2-2005 passed by the 2nd respondent and to quash the same as being illegal, arbitrary and violative of Article 14 of the Constitution of India and consequently suspend the same and direct the respondents to give temporary permissions to the petitioner firm till regular grant is given and pass such other order or orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case

Counsel for the Petitioner: MR.P.VENUGOPAL

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4259 of 2005

Between:

M/s.Nikitha Bar & Restaurant, 12-2-822/A/1, Venkanna Nagar, Rathebowli, Hyderabad rep., by its Proprietor Mr.C.Ram Kumar,

S/o C.Sattaiah, age 52 years, R/o Hyderabad.

..... PETITIONER

AND

1 The Commissioner of police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Deputy Commissioner of Police, West Zone, Hyderabad.
3 The Station House Officer, Asifnagar, P.S., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ, order or direction, more particularly writ of mandamus, declaring the action of the 1st respondent herein in passing the impugned orders vide proceeding No.L&O/A3/879/2003, dt.25-02-2005, rejecting to grant amusement license for the year 2005, as arbitrary, illegal, consequently direct the 1st respondent herein to grant amusement license to the petitioner Bar & Restaurant in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3845 of 2005

Between:

Maharaja Bar & Restaurant at Premises NO. 1-7-228/1/A/B,
United Building, S.D. Road, Paradise Circle, Secunderabad
rep by Proprietor, Sri T. Rajesh S/o T. Shankaraiah

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Hyderabad
2 The Station House Officer, Ramgopalpet Police Station, Secunderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 1st Respondent in passing the impugned orders vide proceedings NO. L&O/A3/258/1998, dated 15-2-2005 rejecting to grant amusement license for the year 2005, as arbitrary, illegal and in violation of Articles 14, 19(1)(g) of the Constitution of India, and to consequently direct the 1st respondent herein to grant amusement license to the petitioner bar and Restaurant in accordance with statutory provisions and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case

Counsel for the Petitioner: MR.I.NAVEEN KUMAR

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3688 of 2005

Between:

M/S. RUKMINI'S International Bar & Restaurant, 1-8563/2, 1st Floor, RTC Cross Roads, Hyderabad, a Regd. Manging Partner S. Maheshwar, S/o S.Malkaiah, 40 Years, Occ: Business, R/o. Hyderabad.

..... PETITIONER

AND

1 The Government of A.P., rep. by its Principal Secretary, Home Department, Secretariat, Hyderabad.
2 The Commissioner of Police, Twin Cities, Hyderabad.
3 The Station House Officer, Chikkadapalli P.S., Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue any appropriate Writ, Order or direction preferably a Writ in the nature of Writ of Certiorari calling for the records relating to Order No. L&O/A3/294/2003 dt. 15.2.2005 passed by the 2nd respondent and to quash the same as being illegal, arbitrary and violative of Article 14 of the Constitution of India and violative of Article 14 of the Constitution of India and consequently suspend the same and direct the respondents to give temporary permission to the petitioner firm till regular grant is given.

Counsel for the Petitioner:MR.P.VENUGOPAL

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4482 of 2005

Between:

M/s. Kings Palace Bar and Restaurant 3rd Floor,
Hotel Aahwaanam, NTR Estate, Abids, Hyderabad ,
Rep. by its Managing Partner G.S. Narsing Rao.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Station House Officer, Abids, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other Writ, Order or Direction Under Article 226 of the Constitution of India and declare the impugned order of the 1st Respondent made in No. L & O/A3/667/2002 dt. 15-2-2005 as violative of the Fundamental rights guaranteed to the petitioner under Article 19(1)(g) of the Constitution and the Amusement Rules 1351 Fasli and other relevant provisions of law and direct the respondents to issue permission and license for Singing and Music to the petitioner firm in the two halls measuring 7343 sq.ft situated on 3rd Floor of Aahwaanam Hotel, NTR Estate, Abids, Hyderabad and pass such other Order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.V.T.M.PRASAD

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3724 of 2005

Between:

M/s. Ballerina Bar & Restaurant, Happy Trade Centre, III-Floor,
Sarojini Devi Road, Secunderabad, Rep. by its Partner
M. Subramanyam, S/o. Late M. Ananda Rao.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Deputy Commissioner of Police, North Zone, Hyderabad.
3 The Station House Officer, Market Police Station, Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate Writ, order or direction, more particularly writ of Mandamus, declaring the action of the 1st Respondent herein in passing the impugned orders vide Proceeding No. L&O/A3/705/2002, dt. 15-02-2005, rejecting to grant amusement license for the year, 2005, as arbitrary, illegal, consequently direct the 1st respondent herein to grant Amusement license to the Petitioner Bar & Restaurant in Accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3722 of 2005

Between:

M/s. Signature Bar and Restaurant, 16-2-705/A/A/ Malakpet, Hyderabad, rep its Partner M.Sudheer Reddy S/o.Late Bakka Reddy R/o.16-10-1/2, Malakpet, Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City Basheerbagh, Hyderabad.
2 The Deputy Commissioner of Police, East Zone, Hyderabad.
3 The Station House Officer, Chaderghat P.S.Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ, order or direction, more particularly writ of mandamus, declaring the action of the 1st respondent herein in passing the impugned orders Vide Proceeding No.L&O/A3/1022/2003, dt.15.2.2005, rejecting to grant amusement

license for the year 2005, as arbitrary, illegal, consequently direct the 1st respondent herein to grant amusement license to the Petitioner Bar and Restaurant in accordance with the statutory provisions and pass such other order or orders.

Counsel for the Petitioner:MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3856 of 2005

Between:

Swaraj Bar & Restaurant, 1-8-524/2-11, Chikkadpally, Hyderabad rep by Proprietor MR. G. V.Krishnaiah, s/o Late Basava Punnaiah

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerabagh, Hyderabad
2 The Deputy Commissioner of Police, Central Zone, Hyderabad
3 The Station House Officer, Chikkadpally Police, Station, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate Writ, order or direction, more particularly Writ of Mandamus, declaring the action of the 1st Respondent herein in passing the impugned orders vide proceedings NO. L&O/A3/1086/2003, dt 15-02-2005, rejecting to grant amusement license for the year 2005, as arbitrary illegal, consequently direct the 1st respondent herein to grant Amusement license to the petitioner Bar & Restaurant in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.SUDARSHAN REDDY DUDDUGUNTA

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 3846 of 2005

Between:

M/s. Topaz Bar & Restaurant, At premises bearing No. 1-1-03/A, 4th Floor, Sonabhan, Commercial Complex, Secunderabad.
Rep. by its partner Sri C.Y. Raju, S/o. Late Sri C.B. yadagiri.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Hyderabad.
2 The Station House Officer, Market P.S., Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 1st Respondent in passing the impugned orders vide proceedings No. L&O/A3/2308/2004, dt. 15-2-2005 rejecting to grant amusement license for the year 2005, as arbitrary, illegal and in violation of Articles 14,19 (1)(g) of the Constitution of India, and to consequently direct the 1st Respondent herein to grant amusement license to the Petitioner Bar and Restaurant in accordance with statutory provisions and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.I.NAVEEN KUMAR

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4218 of 2005

Between:

Mount Paradise Bar and Family Restaurant A/c, 1-7-227, 1st Floor United Complex, Paradise Circle, Secunderabad,
A Partnership firm rep by Managing Partner P. Agaiah Goud

..... PETITIONER

AND

1 The Commissioner of Police, Twin Cities, Hyderabad
2 The Station House Officer, Ramgopalpet Police Station, Secunderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of writ of Mandamus declaring the proceedings of the first respondent in No. L&O/A3/264/2002 dated 15-2-2005 as illegal, arbitrary, without jurisdiction and consequently direct the respondents to permit the petitioner company to carry on the

business on engaging Orchestra by singing both Male and female singers as per the terms and conditions of the Amusement Rules and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.E.MADAN MOHAN RAO

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4205 of 2005

Between:

M/s Hotel Suprabhat, Situated at Kachiguda, Hyderabad,
Rep. by its Managing Director Sri A. Basava Reddy
S/o Late Krishna Reddy, aged 50 years, R/o 3-3-50, Kachiguda,
Hyderabad.

..... PETITIONER

AND

The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of mandamus under Article 226 constitution of India, declaring the impugned proceedings No. L&O/A3/1373/1992, dated 19-2-2005 issued by the respondent as illegal and arbitrary and consequently direct the respondent to issue necessary license for amusement (Music & Singing) to the petitioner's Bar and Restaurant and pass such other order or orders as this Honourable Court deems fit and proper in the facts and circumstances of the case.

Counsel for the Petitioner: SMT.C.VANI REDDY

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4043 of 2005

Between:

Kushi Bar and Restaurant at 16-10-27/105/33/A, Malakpet, Municipal Colony, Hyderabad. Rep. by its Prop. A. Rami Reddy S/o. A. Chandra Reddy, aged 47 years, R/o. Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Hyderabad.
2 The Station House Officer, Chaderghat Police Station, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ order or Direction more particularly one in the nature of WRIT OF MANDAMUS, declaring the action of the 1st Respondent in passing the impugned orders vide proceedings No. L & O/A3/2325/2002, dt. 15-2-2005 rejecting to grant amusement license for the year 2005, as arbitrary, illegal and in violation of Articles 14, 19 (1)(g) of the Constitution of India, and to consequently direct the 1st respondent herein to grant amusement license to the petitioner Bar and Restaurant in accordance with statutory provisions and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.CHILAMKURI HANUMANTHA RAYUDU

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4594 of 2005

Between:

M/s. Mehfil Bar & Restaurant, 5-4-100 & 101, IInd Floor, Vasundhara Complex, M.G. Road, Secunderabad. Rep. by its Partner Mr. C. Parikshit Chowdary, S/o. C. Shiva Koti, age 45 years, R/o. Himayathnagar Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Deputy Commissioner of Police, North Zone, Hyderabad.
3 The Assistant Commissioner, Mahankali Division, Secunderabad.
4 The Station House Officer, Mahankali P.S, Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the 1st Respondent herein in passing the impugned orders vide Proceeding No.
L & O/A3/1874/2002, dt.8-2-2005, rejecting to grant amusement license for the year 2005, as arbitrary, illegal consequently direct the 1st respondent herein to grant Amusement license to the Petitioner Bar & Restaurant in accordance with the statutory provisions and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.Y.PRASAD

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4586 of 2005

Between:

M/s. Kartikeya Restaurant and Bar Door No. 15-2-719 to 724,
Kartikeya Complex, 1st Floor, Osmangunj, Hyderabad.
Rep. by B. Jaya Prakash.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad CIty, Basheerbagh, Hyderabad.
2 The Inspector of Police, Begumbazar Police Station,
Begumbazar, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the 1st respondent in not passing orders on the application submitted by the petitioner on dt. 2-2-2005 & 25-2-2005 for grant of amusement license to the petitioner's Bar and Restaurant for conducting singing and music with male and female singers in the Bar and Restaurant for the year 2005 i.e, from 01-01-2005 to 31-12-2005 as illegal, arbitrary, discriminatory, violative of Article 14 of the constitution of India and contrary to the provisions of the Hyderabad City Police Act, 1348 Fasli and the rules framed thereunder and further direct the respondents not to interfere with the activities of the petitioner in conducting Orchestra and singing with male and female singers till orders are passed on the petitioner's application dated dt. 2-2-2005 & 25-2-2005 for grant of amusement licence for conducting singing and music with male and female singers in the petitioner's premises for the year 2005 i.e, from 1-1-2005 to 31-12-2005 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.RAMA RAO MAVIDI

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4377 of 2005

Between:

Violin Bar & Restaurant, Pr.No. 3-5-1105/6/7, 1st Floor, Narayanguda, Hyderabad, Rep by its Proprietor B. Hareesh Reddy, S/o. B. Lakshma Reddy, aged about 28 years, Hymayatnagar, Hyderabad.

..... PETITIONER

AND

The Commissioner of Police, Hyderabad City, Basheerabagh, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of mandamus under Article 226 constitution of India, declaring the impugned proceedings No. L&O/A3/918/2001, dated 15-1-2005 issued by the respondent as illegal and arbitrary and consequently direct the respondent to issue necessary license for amusement (Music & Singing) to the petitioner's Bar & Restaurant and pass such other order or orders as this Hon'ble Court deems fit and proper in the facts and circumstances of the case.

Counsel for the Petitioner: SMT.C.VANI REDDY

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4298 of 2005

Between:

S.S.R. Pleasant Bar & Restaurant 7-119/ 1 to 7 Opposite CCMB, Habsiguda, Hyderabad, Rep. by its Partner Sri G.Sarthiswar Rao S/o.G.Shyam Rao, R/o.2-2-1107/79, Tilaknagar Ameerpet, Hyderabad

..... PETITIONER

AND

The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of mandamus under Article 226 constitution of India, declaring the impugned proceedings No.L&O/A3/2001, dt.15.2.2005 issued by the respondent as illegal and arbitrary and consequently direct the respondent to issue necessary license for amusement (Music and Singing) to the Petitioner's Bar and Restaurant and pass such order or orders.

Counsel for the Petitioner: SMT.C.VANI REDDY

Counsel for the Respondents: GP FOR HOME

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WRIT PETITION NO : 4610 of 2005

Between:

Tarang Bar & Restaurant, Rep. by its Proprietor,
D. Raja Rao, S/o. Satyanarayana, aged about 37 Years,
R/o. B-B1, Plot No. 301, Saikrupa Arcade, Madhuranagar, Hyderabad.

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2 The Inspector or Police, S.R. Nagar Police Station, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction more particularly one in the nature of Writ of Mandamus declaring the impugned order passed by the 1st respondent in Proc.No. L&O/1893/2003, dt. 15-02-2005 rejecting the application submitted by the Petitioner on 02-12-2004 for grant of amusement licence to the Petitioners Bar and Restaurant

for conducting singing and music with male and female singers in the Bar and Restaurant for the year 2005 i.e., from 01-01-2005 to 31-12-2005 as illegal, arbitrary, discriminatory, violative of Article 14 and 19(1)(g) of the constitution of India and contrary to the provisions of the Hyderabad City Police Act, 1348 Fasli and the rules framed thereunder and further direct the 1st respondent to grant amusement licence to the petitioner herein for conducting singing and music with male and female singers in the petitioners premises for the year 2005 i.e., from 01-01-2005 tp 31-12-2005 in accordance with the statutory provisions and pass such other order or orders as may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:SMT.N.SHOBA

Counsel for the Respondents: GP FOR HOME

The Court at the stage of admission made the following :

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ORAL COMMON ORDER:.

Heard both sides and at their request this batch of Writ Petitions is taken up for disposal at the stage of admission.

It is represented by the learned counsel appearing on either side that another batch of Writ Petitions in W.P.No.3165 of 2005 and batch, which is similar to the present batch of writ petitions was dismissed by the learned Judge of this court by an order, dated 18.03.2005, considering various aspects of the matter like legality or otherwise of the impugned proceedings relating to prohibition of music and dancing on the floor of the Bar and Restaurants and also parking etc.

Having regard to the said fact, and following the order of the learned Judge in Writ Petition No. 3165 of 2005 dated 18.3.2005 and batch, these Writ Petitions are also dismissed. No order as to costs.

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D.S.R. VARMA, J

DATED: 18.03.2005

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To

1. The Commissioner of Police, Hyderabad City, Basheerbagh, Hyderabad.
2. The Inspector of Police, Kachiguda P.S., Kachiguda, Hyderabad.
3. The Deputy Commissioner of Police, North Zone, Hyderabad.

4. The Station House Officer, Mahankali PS., Hyderabad.
5. The Deputy Commissioner of Police, West Zone, Hyderabad.
6. The Station House Officer, Panjagutta Police Station, Hyderabad.
7. The Station House Officer, Malakpet Police Station, Hyderabad.
8. The Assistant Commissioner of Police, Abids, Hyderabad.
9. The Inspector of Police, Abids Police Station, Hyderabad.
10. The Assistant Commissioner of Police, Mahankali, Secunderabad.
11. The Inspector Of Police, Mahankali Police Station, Secunderabad.
12. The Deputy Commissioner of Police, Task force, Hyderabad.
13. The Station House Officer, S.R. Nagar P.S., Hyderabad.
14. The Station House Officer, Narayanguda, Police Station, Hyderabad
15. The Deputy Commissioner of Police, Central Zone, Hyderabad.
16. The Station House Officer, Abids, P.S., Hyderabad.
17. The Commissioner of Police, Twin Cities, Hyderabad.
18. The Station House Officer, Market P.S. Secunderabad.
19. The Principal Secretary, Govt. of A.P., Home Department, Secretariat, Hyderabad.
20. The Station House Officer, Asifnagar Police Station, Hyderabad.
21. The Station House Officer, Ramgopalpet Police Station, Secunderabad
22. The Station House Officer, Chikkadapalli P.S., Secunderabad.
23. The Station House Officer, Market P.S., Secunderabad.
24. The Station House Officer, Chaderghat Police Station, Hyderabad.
25. The Inspector of Police, Begumbazar Police Station, Begumbazar, Hyderabad.
26. The Inspector or Police, S.R. Nagar Police Station, Hyderabad.
27. Two CCs to G.P. for Civil Supplies, High Court of A.P., Hyderabad.(OUT)
28. Two CCs to G.P. for Home, High Court of A.P., Hyderabad. (OUT)
29. Two CD copies.